

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
04/30/2002

04/25/2002

CLERK OF THE COURT
FORM V000A

HONORABLE KENNETH L. FIELDS

D. Whitford
Deputy

CV 1999-012260

FILED: _____

HEATHER M ADAMS CARDENAS

RICHARD A BLACK

v.

CUSHMAN & WAKEFIELD OF ARIZONA
INC, et al.

JONATHAN F WEISBARD

WILLIAM M J SHATTUCK
WILLIAM W DRURY
J SCOTT CONLON

**JURY TRIAL
DAY SEVEN**

9:25 a.m. Trial to a jury continues from April 24, 2002.
Plaintiff Heather Adams is present with counsel Richard Black.
Defendant Montgomery Kone is represented by counsel William
Drury and J. Scott Conlon.

Court reporter, Sandy Ong-Wolf, is present.

Counsel make further record re: requested jury
instructions.

9:30 a.m. The jury is present.

Court instructs the jury as to the law applicable to this
cause.

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Closing arguments by Plaintiff's counsel.

10:20 a.m. Court stands at recess.

10:35 a.m. Court reconvenes with respective counsel and Plaintiff present. The jury is present.

Court reporter, Sandy Ong-Wolf, is present.

Closing argument by defense counsel.

11:30 a.m. Court stands at recess.

11:40 a.m. Court reconvenes with respective counsel and Plaintiff present. The jury is present.

Court reporter, Sandy Ong-Wolf, is present.

Final closing argument by Plaintiff's counsel.

Final jury instructions.

11:55 a.m. The jury retires in charge of sworn bailiffs to consider its verdicts.

Court and counsel discuss form of instruction.

Plaintiff's counsel moves for a mistrial re: closing arguments by defense counsel.

IT IS ORDERED denying Plaintiff's Motion for a Mistrial.

Defense counsel moves for a mistrial.

IT IS FURTHER ORDERED denying Defendant's Motion for a Mistrial.

12:00 p.m. Court stands at recess.

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2:05 p.m. Court reconvenes. Plaintiff Heather Adams is present with counsel Richard Black. Defendants are represented by counsel J. Scott Conlon.

Court reporter, Sandy Ong-Wolf, is present.

The jury is present in the jury box and by their foreperson returns into court its verdict, which is read and recorded by the clerk and is as follows:

"We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find in favor of defendant Montgomery Kone, Inc."

2:07 p.m. Trial concludes.

FILED: Verdicts; Instructions; Worksheet

IT IS ORDERED that jury fees be assessed against Plaintiff Heather M. Adams in the sum of \$1,344.20, all in accordance with the formal written Judgment for Jury Fees signed by the Court on April 25, 2002 and filed (entered) by the clerk on April 25, 2002.

Pursuant to the verdicts entered, there being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of Court,

IT IS FURTHER ORDERED that the clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked or to their written designee. Counsel/party shall have the right to refile relevant exhibits as needed in support of any appeal. Refiled exhibits must be accompanied by a Notice of Refiling Exhibits and presented to the Exhibits Room of the Clerk's Office. The Court's exhibit tag must remain intact on all refiled exhibits.

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IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

ISSUED: Exhibit Release Forms (2)